CIVIL PROCEDURE CODE AMENDMENT BILL.

MR PUTHUPALLY S. KRISHNA PILLAI: I beg to present the Rules to amend the Schedules and the Forms to the Civil Procedure Code proposed by the Rule Making Committee and approved by the High Court and duly published in the Gazette for the consideration of the House. Under Section 94 of the Civil Procedure Code, this is directed to be treated and dealt with as a bill submitted with the report of the Select Committee. I therefore move that the Civil Procedure Code Amendment Bill be considered.

MR. T. P. VELAYUDHAN PILLAI: Under Standing Order 41, I object to the consideration of the Bill. It says that the copy of the Rules must be made available to the members before seven clear days of the meeting. Some of us got it only to-day; and some others got it only yesterday.

PRESIDENT: Is it the opinion of the member that some more time is wanted for the consideration of the question? If so it is a matter entirely for the House to decide.

MR. T. P. VELAYUDHAN PILLAI: There is another difficulty also According to the Standing Orders under Section 42 we are entitled to send amendments which should be sent before six clear days of the meeting.

MR. PUTHUPALLY S. KRISHNA PILLAI: I understand that copies of the Gazette have been sent to all the members in time. The bill was published in the Gazette for the information of the members as well. If the honourable members want further time to submit amendments I think that question may be considered. I have no objection to granting time. It is in the discretion of the Chair.

MR. T. P. VELAYUDHAN PILLAI: The publication of the bill was in the Gazette dated 28th January 1939.

MR. PUTHUPALLY S. KRISHNA PILLAI: That means the copy of the Rules was made available 11 days before the meeting.

MR PUTHUPALLI S. KRISHNA PILLAI: This is governed by a special rule contained in the Civil Procedure Code.

PRESIDENT: I take it that the Civil Procedure Code provides that certain rules should be framed; and the High Court has got certain functions to discharge in regard to that matter. In order that this House may bestow its attention on these rules and make suggestions, it has been provided that what has been done by the High Court should be regarded as a bill revised and reported by the Select Committee and brought before the House. Therefore, there is no point in taking our minds back to the period of, what may be called, the original publication of the Bill. But, at the same time, I do not stand on technicalities. If this honourable House wishes to consider those rules at leisure, I shall suspend the business and postpone the consideration for tomorrow. Members may put forward amendments then. I take it that that is generally agreed to.

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